

AMENDED IN SENATE APRIL 28, 2011

AMENDED IN SENATE APRIL 14, 2011

SENATE BILL

No. 662

Introduced by Senator DeSaulnier
(Principal coauthor: Senator Wolk)

February 18, 2011

An act to add Section 13084 to the Government Code, relating to public services.

LEGISLATIVE COUNSEL'S DIGEST

SB 662, as amended, DeSaulnier. Public services.

Existing law requires counties to administer various public safety programs, including, among others, mental health services for children, substance abuse recovery services, jail services, and fire protection and support services.

This bill would, *contingent upon a specified finding made by the Director of Finance*, authorize the Department of Finance and any county to enter into a contract that would authorize the county to integrate public services, as specified. The bill would require the Legislative Analyst's Office to provide an analysis of any contract entered into pursuant to these provisions, and would require the Legislature to ratify the contract by a enactment of a bill vote. This bill would also require the applicable county board of supervisors to ratify the contract. The bill would provide that a contract would last 10 years, and would require the county to report to the Department of Finance and the Legislature on the progress towards meeting the goals of the contract during the 5th year.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 *SECTION 1. This act is titled and may be cited as the 2011*
2 *Realignment.*

3 ~~SECTION 1.~~

4 *SEC. 2.* Section 13084 is added to the Government Code, to
5 read:

6 13084. (a) The department may enter into a contract with a
7 county, whether general law or charter, that would authorize the
8 county to integrate public services as provided in this section. A
9 contract is not fully executed pursuant to this section until the
10 Legislature and the applicable county board of supervisors have
11 ratified the contract pursuant to subdivision (d).

12 (b) Any contract entered into pursuant to this section shall
13 include all of the following:

14 (1) A list of statutes and regulations that, in order to achieve the
15 goals of the contract, must be waived with respect to the county
16 that is a party to the contract and the public services subject to the
17 contract.

18 (2) A plan to integrate public services *that* shall be cost neutral
19 to both the state and the county. *The range of defined services to*
20 *be integrated shall be at the discretion of the applicable county.*

21 (3) Benchmarks and expected outcomes that the county shall
22 achieve over the life of the contract.

23 (4) A list of any regional or intragovernmental agency
24 agreements, including, but not limited to, agreements between two
25 or more counties or joint powers agreements, that the county has
26 made, or intends to make, in order to achieve the goals of the
27 contract.

28 (5) A plan submitted by the county that specifies the steps the
29 county intends to take to comply with any applicable federal law.

30 (c) (1) Any contract entered into pursuant to this section shall
31 be for a period of ~~not more than~~ 10 years. The county shall, in the
32 fifth year of the contract, submit to the department and the
33 Assembly Committee on Budget and the Senate Committee ~~of~~ *on*
34 Budget and Fiscal Review a statement of the county's progress in
35 achieving the goals of the contract.

36 (2) In the ninth year of the contract, the department and the
37 county may negotiate a renewal of the contract that shall comply
38 with the requirements of this section.

1 (d) Within 30 days of entering into the contract, the department
2 shall submit the contract to the Legislature and the Legislative
3 Analyst's Office.

4 (1) Within 60 days of receipt of the proposed contract, the
5 Legislative Analyst's Office shall issue a report on the policy and
6 fiscal effects of the proposed contract.

7 (2) Prior to the contract becoming operative, the Legislature
8 shall enact a bill to ratify the contract. The contract shall not take
9 effect until the Legislature enacts a bill that implements the
10 provisions of the contract, including waiver of any statutes or
11 regulation specified in the contract pursuant to paragraph (1) of
12 subdivision (b).

13 (3) Prior to the contract becoming operative, the applicable
14 county board of supervisors shall ratify the contract.

15 (4) If the act to ratify the contract is not enacted within one year
16 of the initial date of agreement, the department may, after 60 days
17 submit a new or revised contract to the Legislature and Legislative
18 Analyst's Office.

19 (e) For purposes of this section, the term "public services"
20 includes all of the following:

21 (1) Employing and training public safety officials, including
22 law enforcement personnel, attorneys assigned to criminal
23 proceedings, and court security staff.

24 (2) Managing local jails and providing housing, treatment, and
25 services for, and supervision of, juvenile and adult offenders.

26 (3) Providing fire protection and support services.

27 (4) Preventing child abuse, neglect, or exploitation; providing
28 services to children who are abused, neglected, or exploited, or
29 who are at risk of abuse, neglect, or exploitation, and the families
30 of those children; providing adoption services, providing
31 transitional housing and other services to emancipated youth and
32 providing adult protective services.

33 (5) Providing mental health services to children and adults to
34 reduce failure in school, harm to self or others, homelessness, and
35 preventable incarceration or institutionalization.

36 (6) Preventing, treating, and providing recovery services for
37 substance abuse.

38 (f) *This section shall not become operative until the Director*
39 *of Finance makes a finding that full funding is available for the*

- 1 *implementation of a plan for realignment of public services*
- 2 *proposed by the Governor in 2011 and enacted by the Legislature.*

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